

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF NEW YORK

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In re

Chapter 7

SIMON TAUB,

Case No. 10-49215-ess

Alleged Debtor.
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**ORDER SCHEDULING CONTINUED HEARING
ON ORDER TO SHOW CAUSE APPLICATIONS
TO DISMISS INVOLUNTARY PETITION AND TO ANNUL AUTOMATIC STAY**

WHEREAS, Simon Taub and Chana Taub are parties to a pending matrimonial action pending in Supreme Court, Kings County (Index No. 26534-07) (the “Divorce Action”); and

WHEREAS, on September 29, 2010, petitioning creditor Katalin Pota filed an involuntary petition under Chapter 7 of the Bankruptcy Code against Simon Taub; and

WHEREAS, on October 4, 2010, Mr. Taub filed an application for an Order to Show Cause (the “Dismiss OSC”), why this involuntary bankruptcy case should not be dismissed; and

WHEREAS, the Court scheduled a hearing on the Dismiss OSC for October 6, 2010, at 2:00 PM, in Courtroom 3585; and

WHEREAS, on October 5, 2010, Mr. Taub filed an application for an Order to Show Cause (the “Annul OSC”), scheduling a hearing on a motion to annul any automatic stay which may exist pursuant to Bankruptcy Code Section 362(d) with respect to the Divorce Action; and

WHEREAS, on October 6, 2010, the Court held a hearing on the Dismiss OSC and on the Annul OSC, at which Mr. Taub, by counsel, Ms. Pota, *pro se*, Mrs. Taub, by counsel, Lori Lapin Jones, Chapter 11 Trustee of the estate of Chana Taub, by counsel, and the United States Trustee, by counsel, appeared and were heard.

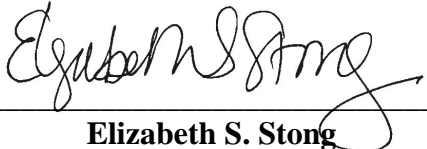
NOW, THEREFORE, it is hereby

ORDERED, that a continued hearing on the Dismiss OSC and the Annul OSC will be held on October 7, 2010, at 2:00 p.m., before the Honorable Elizabeth S. Stong, at the United States Bankruptcy Court for the Eastern District of New York, Courtroom 3585, 271 Cadman Plaza East, Brooklyn, New York 11201; and it is further

ORDERED, that written opposition, if any, to the relief sought in the Dismiss OSC or the Annul OSC shall be served on the parties and filed electronically with the Court so as to be received on October 7, 2010, by 9:00 a.m.

**Dated: Brooklyn, New York
October 6, 2010**




Elizabeth S. Stong
United States Bankruptcy Judge

TO:

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